IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HON'BLE THE CHIEF JUSTICE MR.H.L.DATTU
&
THE HONOURABLE MR. JUSTICE K.T.SANKARAN

MONDAY, THE 30TH JULY 2007 / 8TH SRAVANA 1929

WP(C).No. 23242 of 2007(S)

PETITIONER:

MANUJI R.,
ADVOCATE, ELLUKUNNEL HOUSE, MELAMPARA P.O.

BY ADV. SRI.P.BABU KUMAR

RESPONDENTS:
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1. GOVERNMENT OF INDIA,
REPRESENTED BY SECRETARY TO GOVT., HEALTH &
FAMILY WELFARE, CENTRAL SECRETARIAT, NEW DELHI.

2. STATE OF KERALA,
REPRESENTED BY CHIEF SECRETARY, SECRETARIAT,
THIRUVANANTHAPURAM.

3. SECRETARY TO GOVERNMENT,
HEALTH & FAMILY WELFARE, SECRETARIAT,
THIRUVANANTHAPURAM.

4. DIRECTOR OF HEALTH,
HEALTH DIRECTORATE, THIRUVANANTHAPURAM.

5. DIRECTOR OF NATIONAL RURAL HEALTH
MISSION, THIRUVANANTHAPURAM.

6. DIRECTOR OF PANCHAYAT,
PANCHAYAT DIRECTORATE, THIRUVANANTHAPURAM.

R1 BY CENTRAL GOVERNMENT COUNSEL SRI ABRAHAM THOMAS.
R2 TO 6 BY SPECIAL GOVERNMENT PLEADER SRI C.T.RAVIKUMAR.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 30/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

H.L. DATTU, C.J. & K.T. SANKARAN, J.

W.P.(C) No. 23242 of 2007

Dated, this the 30th day of July, 2007

JUDGMENT

H.L. DATTU, CJ.

A public spirited citizen is before us for the following reliefs:

> (i) a writ of mandamus or any other appropriate writ, order or direction to the first and second respondent to seek the aid of the world Health Organization for conducting a research with the help of the scientist under their control to identify the cause of the chikungunya and find out the method of eradicating it,
>
> (ii) to issue a direction to the respondent to formulate a scheme like malaria eradication program to eradicate chikungunya.
>
> (iii) issue a direction to the respondent number 5 to take immediate steps to conduct an eradication program to prevent the spreading of chikungunya with popular participation like that was implemented by the Tamil Nadu government.
>
> (iv) issue any other appropriate writ, order or direction which this honorable court deems fit in the nature and circumstance of the case."

2. What we have heard is that the State Government is taking effective steps to prevent the spreading of the decease chikungunya in the State. There is no reason for us to disbelieve the concerted effort that is being made by the State Government to contain the spreading of chikungunya disease in the State. At this stage we do not intend to pressurise the State Government. Therefore, the reliefs sought for in the writ petition need not be granted at this stage. Accordingly the writ petition requires to be rejected and it is rejected. Ordered accordingly.

H.L. DATTU,
CHIEF JUSTICE.

K.T. SANKARAN,
JUDGE.